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March 14, 2012

BY HAND DELIVERY

United States District Judge Jack B. Weinstein
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

*applicant
dismissed - seal
So ordered
JW 3/15/12*

Re: In the Matter of the Application of Oleg Vladimirovich Deripaska, for an order, pursuant to 28 U.S.C. § 1782, to obtain discovery from Arik Kislin for use in an action pending in the High Court of Justice, Queen's Bench Division, Commercial Court, styled *Michael Cherney v. Oleg Vladimirovich Deripaska*, Index No. 1:12-mc-00186 (JBW)

Dear Judge Weinstein:

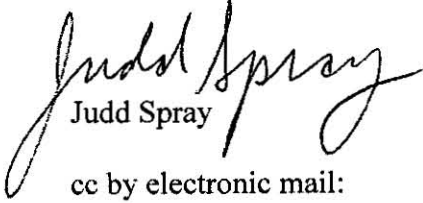
We represent the applicant Oleg Vladimirovich Deripaska in the above-captioned action. Last week, on March 9, 2012, Judge Gleeson ordered that Arik Kislin show cause before Your Honor on March 21, 2012, why an order should not issue pursuant to 28 U.S.C. § 1782 directing Mr. Kislin to produce documents pursuant to service of a subpoena. We have since conferred with counsel for Mr. Kislin and have agreed to withdraw our application to allow the parties time to resolve this matter without seeking the Court's intervention at this time. Accordingly, Mr. Deripaska is voluntarily withdrawing his application.

In addition, because counsel for Mr. Kislin has informed us that Mr. Kislin finds certain of the assertions made in support of our application objectionable, we hereby request that the papers in support of our application be sealed. Your Honor's law clerk instructed us this morning to make this request by letter.

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Respectfully,



Judd Spray

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